

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 37-21504
Date Received: 8/22/2005
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

KATRINA A CARTWRIGHT Phone: (208) 726-0955
PO BOX 2293
KETCHUM ID 83340

2. Date of Priority: 09/25/1954

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	19E	7	SE SW	BLAINE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	0.1	

7. Total Quantity Appropriated is:
0.1 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	19E	18	NE	NW	IRRIGATION	3
			NW	NW	IRRIGATION	2
					Section Acres	5
					Total Acres	5

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 37-20754.

This right is a split from former right 37-20867.

Property is also known as Lot 3, Blk 3, Bellevue Farms Subdivision.

This right is a split from former right 37-2557W.

15. Basis of Claim: License

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
APR 21 2005
 Department of Water Resources
 Southern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>37-20878</u>	<u>37-20878</u>	<u>X</u>	<u>37-20867</u>	<u>37-20867</u>	<u>X</u>
<u>37-20876</u>	<u>37-20876</u>	<u>X</u>	_____	_____	_____
<u>37-20874</u>	<u>37-20874</u>	<u>X</u>	_____	_____	_____
<u>37-20872</u>	<u>37-20872</u>	<u>X</u>	_____	_____	_____
<u>37-20870</u>	<u>37-20870</u>	<u>X</u>	_____	_____	_____

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Bellevue Farms Landowners Association, Inc.
4. New Owner/Claimant(s) Katrina A. Cartwright
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 2293
- City, State and ZIP Code Ketchum, ID 83340
- New Telephone Number (208) 726-0955
5. Date you acquired the property 07/18/2001

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>37-20878</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>.1218 CFS</u>	<u>5.1 Acres</u>
Stock	<u> </u>	<u> </u>
Domestic	<u> </u>	<u> </u>
Other <u> </u>	<u> </u>	<u> </u>
Total	<u>.1218 CFS</u>	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>37-20876</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>.0048 CFS</u>	<u>5.1 Acres</u>
Stock	<u> </u>	<u> </u>
Domestic	<u> </u>	<u> </u>
Other <u> </u>	<u> </u>	<u> </u>
Total	<u>.0048 CFS</u>	

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)



For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by <u> </u>	Date <u> </u>	Fee <u> </u>
Received by <u> </u>	Date <u> </u>	Receipt No. <u> </u>
Processed by <u> </u> AJ	Date <u> </u>	WR <u> </u> Date <u> </u>

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>37-20874</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>.0481 CFS</u>	<u>5.1 Acres</u>
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	<u>.0481 CFS</u>	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>37-20872</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>.0048 CFS</u>	<u>5.1 Acres</u>
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	<u>.0048 CFS</u>	

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)



For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

**RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:**

Fritz X. Haemmerle
HAEMMERLE & HAEMMERLE, P.L.L.C.
P.O. Box 1800
Hailey, ID 83333

Instrument # 514541

HAILEY, BLAINE, IDAHO
2004-12-28 01:16:00 No. of Pages: 1
Recorded for : HAEMMERLE & HAEMMERLE
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy
Index to: CORRECTION DEED

(space above line for Recorder's use)

AMENDED QUITCLAIM DEED

INSTRUMENT No. _____

FOR VALUE RECEIVED, amending instrument number 508005, Bellevue Farms Landowners Association, Inc. (Grantor), does hereby convey, release, remise and forever quit claim unto Katrina A. Cartwright, an unmarried woman (Grantee), all right, title and interest in and to any water rights appurtenant to the following real property:

Lot 3, Block 3, Bellevue Farms Subdivision, according to the official plat of record of Blaine County, State of Idaho.

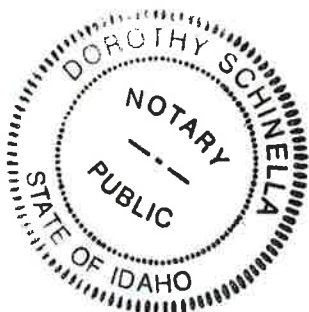
DATED this 16 day of November, 2004.

BELLEVUE FARMS LANDOWNERS ASSOICATION, INC.

By: Matthew Henning, President

STATE OF IDAHO,)
) ss.
County of Blaine.)

On this 16th day of November, 2004, before me, a Notary Public in and for said State, personally appeared Matthew Henning, President, Bellevue Farms Landowners Association, Inc., Grantor, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.



Kristy Schumela
 NOTARY PUBLIC for Idaho
 Residing at Blaine County
 Commission expires 3/26/04

Instrument # 508005
HAILEY, BLAINE, IDAHO
 2004-08-06 04:20:00 No. of Pages: 1
 Recorded for: HAEMMERLE & HAEMMERLE
 MARSHA RIEMANN Fee: 3.00
 Ex-Officio Recorder Deputy
 Index to: WTY/QC/CORP DEED

INSTRUMENT No. 508005

Lot 3, Block 3, Bellevue Farms Subdivision, according to the official plat of record of Blaine County, State of Idaho.

DATED this 30 day of June, 2004.

BELLEVUE FARMS LANDOWNERS ASSOICATION, INC.

By: Matthew Henning, President

STATE OF IDAHO,)
) ss.
County of Blaine.)

On this 30 day of June, 2004, before me, a Notary Public in and for said State, personally appeared Matthew Henning, President, Bellevue Farms Landowners Association, Inc., Grantor, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Law Thompson
NOTARY PUBLIC for *Jack Thompson*
Residing at *Bellville*
Commission expires *1/19/2008*



WARRANTY DEED

FOR VALUE RECEIVED

GEORGE H. BROWN, JR., a married man, as his sole and separate property

GRANTOR(s) does hereby GRANT, BARGAIN, SELL and CONVEY unto

KATRINA CARTWRIGHT, an unmarried woman

address is: **P. O. Box 2293, Ketchum, ID 83340**

the following described real property in **Blaine County, Idaho**, to wit:

Lot 3 in Block 3 of BELLEVUE FARMS SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 206106, records of Blaine County, Idaho.

TOGETHER WITH TWO PERCENT (2%) OF THE FOLLOWING WATER RIGHTS WHICH ARE UNDER PERMIT NOS.: A37-02557 AND A37-1924 THROUGH A37-11928 IN THE RECORDS OF THE IDAHO DEPARTMENT OF WATER RESOURCES.

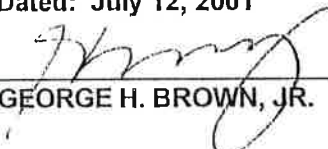
1. DISTRICT 45 CANAL	<u>INCHES</u>	<u>PRIORITY</u>
	252.80	3/24/83
	15.00	7/10/84
	150.00	9/18/85
	15.00	6/12/86
	350.00	6/15/91
	30.00	6/15/91

2. Well located on the Bellevue Farms Subdivision and approved for use by the Department of Water Resources for both domestic and irrigation use.

Subject To: Taxes, easements established or of record, restrictions and encumbrances of record, rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit.

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: July 12, 2001



GEORGE H. BROWN, JR.

State of Washington

County of

On this 17 day of July in the year 2001, before me, the undersigned, personally appeared GEORGE H. BROWN, JR. known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that she/he/they executed the same.

WITNESS my hand and official seal

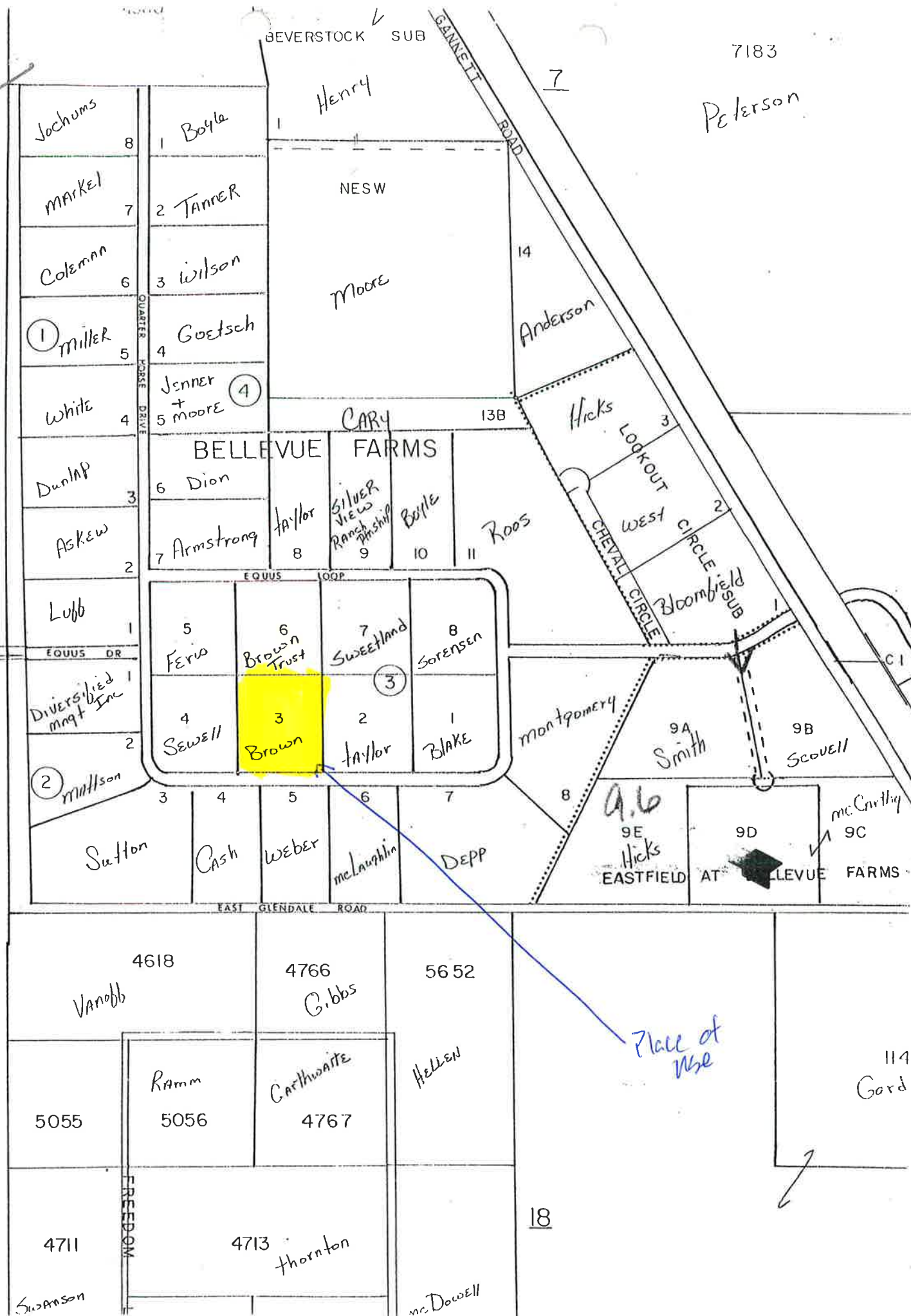
John X. Berda

Notary Public

Commission Expires: Aug 29 2001



Peterson



LAWSON & LASKI, PLLC
ATTORNEYS AT LAW

James R. Laski
jrl@lawsonlaski.com

675 SUN VALLEY ROAD, SUITE A
POST OFFICE BOX 3310
KETCHUM, IDAHO 83340
TELEPHONE: 208-725-0055
FACSIMILE: 208-725-0076
WWW.LAWSONLASKI.COM

April 20, 2005

IDWR Southern Region
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

Re: *Katrina Cartwright*
37-20878
37-30876
37-20874
37-20872
37-20870
37-20867

RECEIVED
APR 21 2005
Department of Water Resources
Southern Region

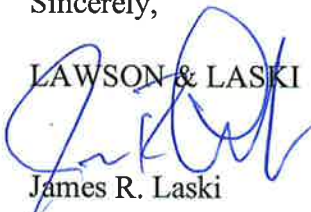
Dear Sirs:

On behalf of Katrina Cartwright, enclosed is a Notice of Change in Water Right Ownership, with respect to claims previously made by the Bellevue Farms Landowner's Association, a filing fee in the amount of \$600 representing \$100 for each of the six rights to be split, copies of deeds transferring the water rights and property and a map identifying the place of use and diversion of the water.

Please advise if you need any additional information.

Sincerely,

LAWSON & LASKI


James R. Laski

JRL/dle
Enclosures

cc: Client



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 21, 2005

JAMES R LASKI
LAWSON & LASKI PLLC
PO BOX 3310
KETCHUM ID 83340

RE: Katrina Cartwright
SRBA Claim Nos. 37-20867, 37-20870, 37-20872,
37-20874, 37-20876, 37-20878

Dear Mr. Laski:

I am in receipt of the Notice of Change of Water Right Ownership you recently submitted on behalf of Ms. Cartwright. Because the Snake River Basin Adjudication Court has not yet decreed these claims, no fee is due to process the owner change. I am herein returning Lawson & Laski's check no. 1977 in the amount of \$600.00.

Thank you and should you have any questions please feel free to give me a call.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

March 31, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

KATRINA CARTWRIGHT
PO BOX 2293
KETCHUM ID 83340

RE: Bellevue Farms Subdivision water rights

Dear Claimants:

Pursuant to the notification that you own a lot in Bellevue Farms Subdivision, the department has split the Subdivision's claims. Computer-generated copies of your portion of these claims are enclosed. Please review these documents and should you have any questions or corrections, please contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

enc.

RECEIVED

JAN 16 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

NOTICE OF ERROR
REPLY

12/11/2006

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 01/05/2007

Water right number: 37-21504

KATRINA A CARTWRIGHT

PO BOX 2293

KETCHUM ID 83340

Telephone Number: (208)726-0955

1. Describe the portion of the proposed recommendation with which you disagree (e.g., priority date, period of use, source):

* Quantity

2. Describe the changes you wish to make in the proposed recommendation:

* 0.100 CFS should be changed to 0.105 CFS

* * Total acres are 5.1

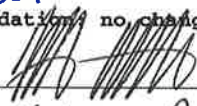
3. Give a brief explanation as to why you disagree with these portions:

* proportional share of split right results
in 0.105 CFS

* * Also, Total Acres is 5.1

I AGREE with this proposed recommendation; no changes need to be made.

DATE: 12-21-06

SIGNATURE: 

Please print your name: Katrina Cartwright

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

JAN 04 2007

LAWSON & LASKI, PLLC
ATTORNEYS AT LAW

RECEIVED
JAN 16 2007
DEPT. OF WATER RESOURCES
SOUTHERN REGION

RECEIVED
JAN 04 2007
DEPARTMENT OF
WATER RESOURCES

675 SUN VALLEY ROAD, SUITE A
POST OFFICE BOX 3310
KETCHUM, IDAHO 83340
TELEPHONE: 208-725-0055
FACSIMILE: 208-725-0076
WWW.LAWSONLASKI.COM

January 2, 2007

State of Idaho
Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

Attention: David R. Tuthill, Jr., Administrator,
Water Management Division

Re: Water Right Claimant in Basin 37, Part 3

Dear Mr. Tuthill:

Pursuant to your letter dated December 11, 2006, enclosed are the following documents:

1. Notice of Error Reply for Water right number 37-21504;
2. Notice of Error Reply for Water right number 37-21516;
3. Notice of Error Reply for Water right number 37-21527;
4. Notice of Error Reply for Water right number 37-21538;
5. Notice of Error Reply for Water right number 37-21549; and
6. Notice of Error Reply for Water right number 37-21560.

Please feel free to contact Mr. Laski should you need any additional information.

Sincerely,

LAWSON & LASKI



Deb Erickson

Assistant to James R. Laski

/dle
Enclosures
cc: Client

SCANNED

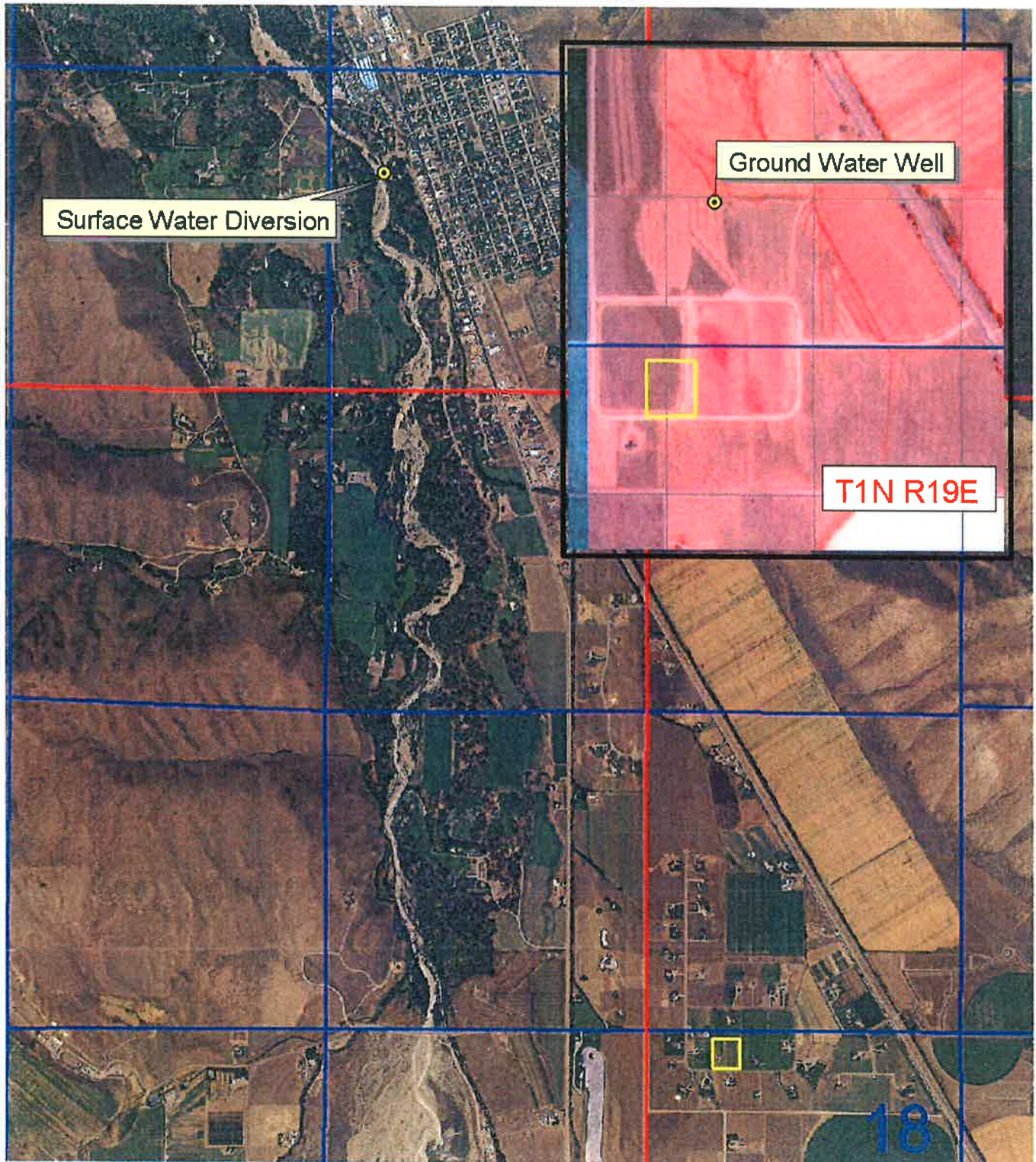
JAN 04 2007

10250-002

IDAHO DEPARTMENT OF WATER RESOURCES

Surface Water Rights: 37-21516, 37-21527, 37-21538,
37-21549, 37-21560

Ground Water Rights: 37-21504



-  Section Lines
-  Quarter/Quarter Lines
-  Place of Use
-  Point(s) of Diversion

1320 0 1320 Feet



GIS PLACE OF USE PRESENTATION
PHOTOGRAPHY: 1987 NAPP
DATA ENTRY: 11/28/2008
TARA D BAKER

11/29/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-21504

NAME AND ADDRESS: KATRINA A CARTWRIGHT
PO BOX 2293
KETCHUM ID 83340

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS

PRIORITY DATE: 09/25/1954

POINT OF DIVERSION:

T01N R19E S7 SESW Within BLAINE County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.100 CFS

17.50 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T01N R19E S18

NENW

3.00

T01N R19E S18 Lot 1 NWNW

2.00

5 ACRES TOTAL

Right Nos. 37-21504, 37-21516, 37-21527, 37-21538, 37-21549 and 37-21560 are limited to the irrigation of a combined total of 5.0 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

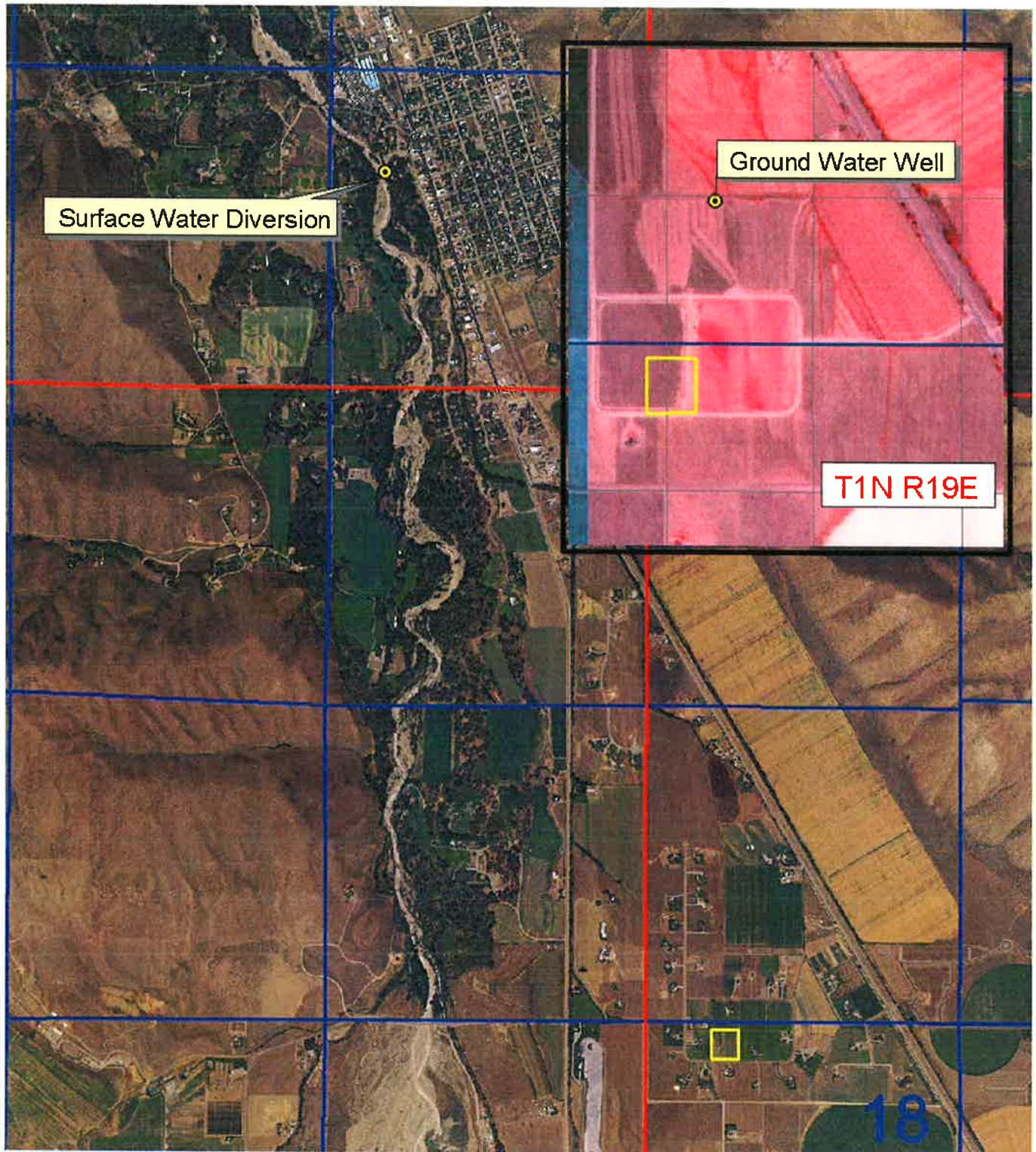
This right is a split from former right 37-2557.

Property is also known as Lot 3, Blk 3, Bellevue Farms Subdivision.

IDAHO DEPARTMENT OF WATER RESOURCES

Surface Water Rights: 37-21516, 37-21527, 37-21538,
37-21549, 37-21560

Ground Water Rights: 37-21504



-  Section Lines
-  Quarter/Quarter Lines
-  Place of Use
-  Point(s) of Diversion

1320 0 1320 Feet



GIS PLACE OF USE PRESENTATION
PHOTOGRAPHY: 1987 NAPP
DATA ENTRY: 11/28/2006
TARA D BAKER